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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,) 3:12-CR-092-HDM-(WGC)
10 v.)
11 SEAN MICHAEL CARROL-SMITH,)
12 Defendant.)

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14 **PRELIMINARY ORDER OF FORFEITURE**

15 This Court finds that on April 23, 2013, defendant SEAN MICHAEL CARROL-SMITH pled
16 guilty to Count One of a One-Count Criminal Indictment charging him with Possession of a Firearm
17 by a Convicted Felon in violation of Title 18, United States Code, Section 922(g)(1). Indictment, ECF
18 No. 1; Change of Plea, ECF No. 24.

19 This Court finds defendant SEAN MICHAEL CARROL-SMITH agreed to the forfeiture of
20 the property set forth in Forfeiture Allegation of the Criminal Indictment. Indictment, ECF No. 1;
21 Change of Plea, ECF No. 24.

22 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America
23 has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal
24 Indictment and the offense to which defendant SEAN MICHAEL CARROL-SMITH pled guilty.

25 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section
26 924(d)(1) and Title 28, United States Code, Section 2461(c):

1. a Remington, Model 597, .22 caliber semi-automatic rifle, serial number 275717;
2. a Marlin, Model 60, .22 caliber semi-automatic rifle, serial number 12366009;
3. a DPMS Panther, 5.56 x 45 mm caliber, semi-automatic rifle, serial number FH110620;
4. a Springfield, model XDM, 9mm semi-automatic pistol, serial number MG803144; and
5. a Savage, model SPFLD, 30/06 caliber, bolt action rifle, serial number H267208 (“property”).

This Court finds the United States of America is now entitled to, and should, reduce the aforementioned property to the possession of the United States of America.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the United States of America should seize the aforementioned property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of SEAN MICHAEL CARROL-SMITH in the aforementioned property is forfeited and is vested in the United States of America and shall be safely held by the United States of America until further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America shall publish for at least thirty (30) consecutive days on the official internet government forfeiture website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the time under the applicable statute when a petition contesting the forfeiture must be filed, and state the name and contact information for the government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South Virginia Street, 3rd Floor, Reno, NV 89501.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
2 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
3 following address at the time of filing:

4 Greg Addington
5 Assistant United States Attorney
6 100 West Liberty Street, Suite 600
7 Reno, NV 89501

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
9 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
10 following publication of notice of seizure and intent to administratively forfeit the above-described
11 property.

12 DATED this 30th day of April, 2013.

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UNITED STATES DISTRICT JUDGE
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